

Franklin County Municipal Court

Lori M. Tyack, Clerk of Court 375 S. HIGH ST., COLUMBUS, OHIO 43215

State of Ohio

County of Franklin

City of Columbus

V: AMY B WELSH

DEFENDANT

OTHER JURISDICTION

2019 SEP 18 AM 9:43

FRANKLIN COUNTY
MUNICIPAL COURT
LORI M. TYACK
TIME STAMP

COMPLAINT

Complainant, being duly sworn, states that the above named defendant, at Franklin County / Columbus, Ohio, on or about the 17th day of JUNE, 20 18 did: NEGLIGENTLY FAIL TO PERFORM A LAWFUL DUTY IN A CRIMINAL CASE OR PROCEEDING, TO WIT: ON 9/26/2018, DID INACTIVATE AN INVESTIGATION WHILE THERE WAS TANGIBLE EVIDENCE AVAILABLE, FAILING TO DO A COMPLETE INVESTIGATION.

in violation of section 2921.44 B ☐ City Code ☒ Misdemeanor ☐ Felony of the 2ND degree.

Complainant V. ERWIN

SIGNATURE

PRINT FULL NAME

BADGE NUMBER

ADDRESS OR AGENCY & ASSIGNMENT

CITY

STATE

ZIP CODE

Sworn to and subscribed before me, this

18 day of SEPTEMBER, 20 19

Lori M. Tyack

Clerk of the Franklin County Municipal Court

By [Signature]

CLERK / DEPUTY CLERK / NOTARY PUBLIC / PEACE OFFICER

Notary Seal & Expiration Date

☐ ARREST WARRANT

To any law enforcement officer of the State of Ohio:

You are hereby commanded to arrest the above named defendant and bring him/her before the Franklin County Municipal Court without unnecessary delay, to answer to the complaint hereon. WHEN APPLICABLE, IN ACCORDANCE TO CRIMINAL RULE #4, THE WARRANT HAS BEEN ISSUED BEFORE THE DEFENDANT HAS APPEARED AND THE BAIL PROVISION CRIMINAL RULE 46 SHALL APPLY. ARRAIGNMENT COURT IS HELD IN COURTROOM 4C AT 9:00 AM., MONDAY THROUGH FRIDAY.

Lori M. Tyack
Clerk of the Franklin County Municipal Court

Slate # _____ Control # _____

By _____ DEPUTY _____ DATE _____

Complaint Number

VP127927 Issuing Officer VAN ERWIN

Badge Number 5052

☒ SUMMONS

☐ WARRANT

☐ MISDEMEANOR CITATION

Case No. _____

Charge: DERELICTION OF DUTY

Section Number 2921.44B ☐ City Code ☒ O.R.C. Offense Date 6/17/18 Offense Time 9:09 AM

Offense Location 1940 E. LIVINGSTON AVE Suspect Cruiser Dist. _____

Name WELSH AMY B

Street 120 MARCONI BLVD

City COLUMBUS State OH Zip 43215

SEX F RACE W HGT 5'8 WGT 168 HAIR BLND EYES BLUE

DOB 7/29/1967 S.S. # 5074 DL / I.D. # RN 845 859

☒ SUMMONS: Read Notice #1 on reverse side.

You MUST appear in courtroom 4C ☒ or 15A ☐ on the date and time indicated. I personally served the Defendant a copy of this Summons on 9-18-19 Signature [Signature]

Type of SUMMONS Service Requested:

☒ Personal ☐ Certified Mail

☐ CITATION: Read Notice #2 on reverse side.

Court appearance is OPTIONAL. You must contest this citation by appearing in COURTROOM 4C ☒ COURTROOM 15A ☐ on the date and time indicated.

COURT DATE & TIME

9 / 27 / 2019 | 9:00 AM PM

X

This is not an admission of guilt. AN ARREST WARRANT will be issued if you do not properly respond to this charge.

IN THE Franklin COUNTY Municipal Court

City of Columbus/State of Ohio v. Amy B Welsh
Person Named in Complaint

2019 SEP 18 AM 9:44
Juvenile

Incident Report Number: 180496215

ORC-CCC Section/Offense(s): (1) Counts - 2921.44 (B) Dereliction of Duty

FRANKLIN COUNTY
MUNICIPAL COURT
LOUISIANA

Criminal Case Number: _____

AFFIDAVIT IN SUPPORT OF PROBABLE CAUSE

I, Lt. V. Erwin, do hereby swear or affirm that I have the following cause to believe the individual named committed the alleged offense(s) for the reason(s) stated in this Affidavit in Support of Probable Cause:

 I have personal knowledge of the facts listed in the statement of facts as I was involved in the underlying investigation and/or arrest.

 X I have knowledge of the facts listed in statement of facts based on my review of available Columbus Division of Police Reports, which were completed by Columbus Division of Police Officers acting in their official capacity and as a part of their official duties.

Summary Statement of Facts in Support of Probable Cause:

On Sunday, 6/17/2018, at 9:09 p.m., DH (Victim) parked his 2015 Chevrolet Malibu next to the Rally's Restaurant located at 1940 E Livingston Ave. Mr. H is an employee of Rally's and went inside to get his work schedule while his two children, DB(Victim), age 6, and JH(Victim), age 5, were asleep in the car. The car was running with the air conditioner on and Mr. H knew that it would only take a few minutes to get his schedule. An unknown person stole the car with the children inside and dropped them off a couple of blocks down from the Rally's. They were safely returned to the father.

Det. Welsh was the lead detective and responded to the scene and tried to obtain surveillance footage from the Rally's cameras, but was told it would take a subpoena.

On 6/19/2018, Det. Welsh wrote a subpoena to Rally's/Checkers loss prevention and was told they might not be able to retrieve video.


On 7/9/2018, A UPS Next Day Air envelope arrived at Columbus Police Headquarters C/O Detective A. Welsh from Rally's Headquarters. This DVD contained the surveillance camera video showing the kidnapping. The DVD flap was sealed (remained sealed) when Det. Lacy located it amongst the paperwork that was recovered from Det. Welsh's desk on 8/5/2019. The original envelope, which was opened by Commander Behnen was also located in the case file.

On 9/26/2018, Det. Welsh inactivated the report due to no new evidence even though the video was never unsealed and observed.

Signature of Affiant:



Sworn to and subscribed before me this 18 day of SEPTEMBER, 2019.

By:  #5040
Clerk's Signature

LT. NICK KOVACS 5040
Clerk's Printed Name

Franklin County Municipal Court

Lori M. Tyack, Clerk of Court 375 S. HIGH ST., COLUMBUS, OHIO 43215

State of Ohio

County of Franklin

City of Columbus

V: AMY B WELSH

DEFENDANT

OTHER JURISDICTION

FILED

2019 SEP 18 AM 9:43

FRANKLIN COUNTY
MUNICIPAL COURT
LORI M. TYACK

TIME STAMP

COMPLAINT

Complainant, being duly sworn, states that the above named defendant, at Franklin County / Columbus, Ohio, on or about the 27th day of OCTOBER, 2014 did: NEGLIGENTLY FAILED TO PERFORM A LAWFUL DUTY IN A CRIMINAL CASE OR PROCEEDING, TO WIT: DID FAIL TO ACT ON A CODIS HIT FROM 10/27/2014 TO 9/5/2015.

in violation of section 2921.44 B ☐ City Code ☒ Misdemeanor ☒ O.R.C., a ☐ Felony of the 2nd degree.

Complainant [Signature]

SIGNATURE

V. ERWIN

PRINT FULL NAME

5052

BADGE NUMBER

ADDRESS OR AGENCY & ASSIGNMENT

CITY

STATE

ZIP CODE

Sworn to and subscribed before me, this

18 day of SEPTEMBER, 2019

Lori M. Tyack

Clerk of the Franklin County Municipal Court

By [Signature] #5040

CLERK / DEPUTY CLERK / NOTARY PUBLIC / PEACE OFFICER

NO SEAL

Notary Seal & Expiration Date

☐ ARREST WARRANT

To any law enforcement officer of the State of Ohio:

You are hereby commanded to arrest the above named defendant and bring him/her before the Franklin County Municipal Court without unnecessary delay, to answer to the complaint hereon. WHEN APPLICABLE, IN ACCORDANCE TO CRIMINAL RULE #4, THE WARRANT HAS BEEN ISSUED BEFORE THE DEFENDANT HAS APPEARED AND THE BAIL PROVISION CRIMINAL RULE 46 SHALL APPLY. ARRAIGNMENT COURT IS HELD IN COURTROOM 4C AT 9:00 AM., MONDAY THROUGH FRIDAY.

Lori M. Tyack

Clerk of the Franklin County Municipal Court

Slate # _____ Control # _____

By _____ DEPUTY DATE

Complaint Number

MP127928

Issuing Officer

VAN ERWIN

Badge Number

5052

☒ SUMMONS

☐ WARRANT

☐ MISDEMEANOR CITATION

Case No. _____

Charge: DERELICTION OF DUTY

Section Number 2921.44 B

☐ City Code ☒ O.R.C.

Offense Date

10/27/14

Offense Time

800 AM

Offense Location

120 MARCONI BLVD

Suspect Cruiser Dist.

0

Name

WELSH

AMY

0

LAST

FIRST

MIDDLE

Street

120 MARCONI BLVD

City

COLUMBUS

State

OH

Zip

43215

SEX

F

RACE

W

HGT

5'8

WGT

168

HAIR

BLND

EYES

BLU

DOB

7/29/1967

S.S. #

5074

DL / I.D. #

RN 845 859

☒ SUMMONS: Read Notice #1 on reverse side.

You MUST appear in courtroom 4C ☒ or 15A ☐ on the date and time indicated. I personally served the Defendant a copy of this Summons on 9-18-19 Signature [Signature]

Type of SUMMONS Service Requested:

☒ Personal ☐ Certified Mail

☐ CITATION: Read Notice #2 on reverse side.

Court appearance is OPTIONAL. You must contest this citation by appearing in COURTROOM 4C ☐ COURTROOM 15A ☐ on the date and time indicated.

COURT DATE & TIME

9 / 27 / 2019 | 9 : 00 AM PM

X

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Franklin County Municipal Court

Lori M. Tyack, Clerk of Court 375 S. HIGH ST., COLUMBUS, OHIO 43215

State of Ohio

County of Franklin

City of Columbus

V:

AMY B WELSH

DEFENDANT

OTHER JURISDICTION

FILED

2013 SEP 18 AM 9:43

FRANKLIN COUNTY
MUNICIPAL COURT
LORI M. TYACK

TIME STAMP

COMPLAINT

Complainant, being duly sworn, states that the above named defendant, at Franklin County / Columbus, Ohio, on or about the 24th day of JUNE, 2012 did: NEGLIGENTLY FAILED

TO PERFORM A LAWFUL DUTY IN A CRIMINAL CASE OR PROCEEDING, TO WIT,
FAILED TO PERFORM/SUBMIT A LAB REQUEST FOR A RAPE KIT. THE RAPE
OCCURRED ON 6/2/2012.

in violation of section 2921.44 (B) ☐ City Code ☒ Misdemeanor, a ☐ Felony of the 2nd degree.

Complainant

SIGNATURE

CPD

SAS

PRINT FULL NAME

V. ERWICK

BADGE NUMBER

5052

ADDRESS OR AGENCY & ASSIGNMENT

CITY

STATE

ZIP CODE

Sworn to and subscribed before me, this

18 day of SEPTEMBER, 2019

Lori M. Tyack

Clerk of the Franklin County Municipal Court

By

CLERK / DEPUTY CLERK / NOTARY PUBLIC / PEACE OFFICER

Notary Seal & Expiration Date

☐ ARREST WARRANT

To any law enforcement officer of the State of Ohio:

You are hereby commanded to arrest the above named defendant and bring him/her before the Franklin County Municipal Court without unnecessary delay, to answer to the complaint hereon. WHEN APPLICABLE, IN ACCORDANCE TO CRIMINAL RULE #4, THE WARRANT HAS BEEN ISSUED BEFORE THE DEFENDANT HAS APPEARED AND THE BAIL PROVISION CRIMINAL RULE 46 SHALL APPLY. ARRAIGNMENT COURT IS HELD IN COURTROOM 4C AT 9:00 AM., MONDAY THROUGH FRIDAY.

Lori M. Tyack

Clerk of the Franklin County Municipal Court

Slate # _____ Control # _____

By _____ DEPUTY DATE _____

Complaint Number

MP127926 Issuing Officer VAN ERWICK

Badge Number 5052

Case No. _____

Charge: DERELICTION OF DUTY

Section Number 2921.44 B ☐ City Code ☒ O.R.C. Offense Date 6/24/12 Offense Time 800 PM

Offense Location 120 MARCONI BLVD Suspect Cruiser Dist. _____

Name WELSH AMY B

Street 120 MARCONI BLVD

City COLUMBUS State OH Zip 43215

SEX F RACE N HGT 5'8 WGT 168 HAIR BLND EYES BLU

DOB 7/29/1967 S.S. # 5074 DL / I.D. # RN845859

☒ SUMMONS: Read Notice #1 on reverse side.

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☒ Personal ☐ Certified Mail

☐ CITATION: Read Notice #2 on reverse side.

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COURT DATE & TIME

9 / 27 / 2019 9:00 AM PM

X

This is not an admission of guilt. AN ARREST WARRANT will be issued if you do not properly respond to this charge.

IN THE Franklin COUNTY Municipal Court

City of Columbus/State of Ohio v. Amy B Welsh
Person Named in Complaint

Juvenile

Incident Report Number: 120457171

ORC-CCC Section/Offense(s): (2) Counts - 2921.44 (B) Dereliction of Duty

Criminal Case Number: _____

AFFIDAVIT IN SUPPORT OF PROBABLE CAUSE

I, Lt. V. Erwin, do hereby swear or affirm that I have the following cause to believe the individual named committed the alleged offense(s) for the reason(s) stated in this Affidavit in Support of Probable Cause:

_____ I have personal knowledge of the facts listed in the statement of facts as I was involved in the underlying investigation and/or arrest.

x I have knowledge of the facts listed in statement of facts based on my review of available Columbus Division of Police Reports, which were completed by Columbus Division of Police Officers acting in their official capacity and as a part of their official duties.

Summary Statement of Facts in Support of Probable Cause:

On 6/2/2012, approximately 5:30 p.m., the 21 year old victim, KB, was admitted to The Ohio State University Medical Center East because she said she had been raped. Ms. B consented to an ODH Sexual Assault/Abuse Evidence Collection Kit.

On 6/2/2012, 10:00 p.m., L. McN, RN, put the evidence into the hospitals SANE Locker where it is locked and preserved.

On 6/24/2012, 4:37 p.m., the sealed rape kit and sealed clothing was turned into the Columbus Police Property Room Sheet # 12013734 by A. Welsh # 937. (Note: No laboratory paperwork was filed.)

On 9/29/2014, the Rape Kit from KB was submitted to The Bureau of Criminal Investigations (BCI) Laboratory by Property Room Clerk BH to be examined for DNA by LS (BCI Forensic Scientist). The testing was done because of SAK Testing Initiative II by the State of Ohio for unsolved sexual assaults.

On 10/27/2014, Det. Welsh was notified by BK, BCI Forensic Scientist, of a CODIS hit involving case # 1200457171. The suspect's name was DA(Suspect).

On 9/04/2015, Det. Welsh was notified for the second time by the BCI Forensic Unit to a DNA match made on 8/4/2015 from the same subject.

Det. Welsh did fail to turn in a laboratory report and did fail to act on the CODIS hits.

Signature of Affiant:

[Signature]

Sworn to and subscribed before me this 18 day of SEPTEMBER, 2019.

By:

[Signature] #5640
Clerk's Signature

LT. NICK KONJES 5040
Clerk's Printed Name